

ATTORNEY'S DOCKET NO.

PATENT APPLICATION

967083.0217

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TRANSMITTAL FOR U.S. PATENT APPLICATION  
UNDER 37 CFR §1.53(b)

MAIL STOP Patent Application  
COMMISSIONER FOR PATENTS  
Box 1450  
Alexandria, Virginia 22313-1450

Express Mail No. 22581  
EV 324628575 US

Sir:

Transmitted herewith for filing is the utility patent application of:

Inventor: Lawrence W. Diamond, et al.

For: SYSTEM AND METHOD FOR WELLBORE CLEARING

Enclosed are:

1. X Baker Botts Return Receipt Postcard (1)
2. X Certificate of Mailing (1 Page)
3. X This Patent Application Transmittal (2 pages)
4. X Nonpublication Request (1 page)
5. X Verified Statement (Declaration) Claiming Small Entity Status (1 page)
6. X Specification, Claims and Abstract (23 Pages)
7. X Drawing(s) 5 Total Sheet(s) of X Formal    Informal
8. X Combined Executed Declaration and Power of Attorney (4 pages)
9. X Assignment (3 pages) of the invention to CDX Gas, LLC and cover sheet(s) (2 pages) in compliance with 37 C.F.R. § 3.28 and § 3.31, including the Assignment recordal fee of \$40.00 pursuant to 37 C.F.R. § 1.21(h)
10. Applicant is a Small Entity

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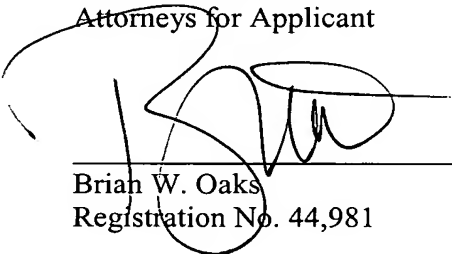
PATENT APPLICATION

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FEE CALCULATION					FEE
	Number		Number Extra	Rate	Basic Fee \$385.00
Total Claims	46	20	26	X \$ 9.00 =	\$234.00
Independent Claims	4	3	1	X \$43.00 =	\$ 43.00
TOTAL FILING FEE =					\$662.00

11. X Enclosed is a check in the amount of \$662.00 to satisfy the filing fee requirements under 37 C.F.R. § 1.16. Please charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P. **This document is being transmitted in duplicate.**

BAKER BOTTS L.L.P.  
Attorneys for Applicant



Brian W. Oaks  
Registration No. 44,981

Date: January 23, 2004

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**05073**

Patent Trademark Office

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lawrence W. Diamond, et al.  
Filed: January 23, 2004  
Title: METHOD AND SYSTEM FOR WELLBORE CLEARING

**Mail Stop PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

I hereby certify that the attached Transmittal Form (2 pages), Patent Application (23 pages, including Specification, Claims and Abstract), a combined Declaration and Power of Attorney (4 pages), a Verified Statement (1 page), Assignment (3 pages), Assignment Recordation Form (2 pages), Formal Drawings (5 sheets), Nonpublication Request (1 page), a Baker Botts L.L.P. acknowledgment postcard (1), check in the amount of \$662.00 to cover the application filing fee and check in the amount of \$40.00 to cover the Assignment Recordation fee, and this Certificate of Mailing by Express Mail (1 page) are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on this 23<sup>rd</sup> day of January 2004, addressed to Mail Stop PATENT APPLICATION, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
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Willie Jiles

Express Mail Receipt  
No. EV 324628575 US

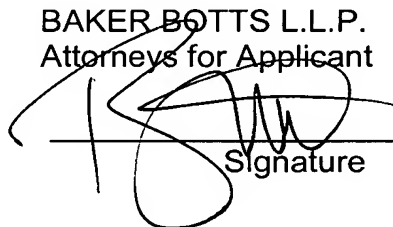
<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>		First Named Inventor	Lawrence W. Diamond et al.
		Title	SYSTEM AND METHOD FOR WELLBORE CLEARING
		Atty Docket Number	067083.0217

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

January 23, 2004  
Date

BAKER BOTTS L.L.P.  
Attorneys for Applicant



Signature

Brian W. Oaks

Typed or printed name  
Reg No. 44,981

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**